IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO. 399 OF 2007.

Naremdra Prasad Jaiswal ..Applicant
V/s
Smt. Aruna Kiran Choudhari
And Anr. ..Respondents.

Mr. D.C. Mishra, Advocate for the applicant.
Mr. D.P.Adsule, APP for the State.

CORAM : J.H. BHATIA, J.

DATE : 5TH APRIL, 2007.

P.C.

. The complaint was filed by respondent No.1 under Section 138 Negotiable Instruments Act. However along with the complaint, the list of the witnesses was not given. The application was made by the accused to recall the process on the ground that the list of witnesses was not given with the complaint. application came to be rejected. He filed revision application before the Sessions Court, which also came to be rejected holding that merely because the list of the witnesses is not given with the complaint, it does not mean that the complainant cannot give list of witnesses later on. The learned Additional Sessions Judge noted that the complaint clearly reveals as to what would be

the nature of evidence of the complainant and who would be the witnesses and if it was so there is substantial compliance of section 204 of Cr.P.C. I find no substance in the petition to invoke extra ordinary writ jurisdiction.

2. Petition stands dismissed summarily.

(J.H. BHATIA, J.)